



0074032

Department of Energy
Richland Operations Office
P.O. Box 550
Richland, Washington 99352

Reissue

07-AMCP-0294

Ms. J. A. Hedges, Program Manager
Nuclear Waste Program
State of Washington
Department of Ecology
3100 Port of Benton
Richland, Washington 99352

SEP 27 2007

Admin Record
The only change
in 07-AMCP-0294
Reissue is the
list of CCS. The

RECEIVED

OCT 01

EDM

large AH is the same,
RCC

Dear Ms. Hedges:

FEASIBILITY STUDY FOR THE 200-CS-1 CHEMICAL SEWER GROUP OPERABLE UNIT, DOE/RL-2005-63, DRAFT B, REISSUE, AND PROPOSED PLAN FOR THE 200-CS-1 CHEMICAL SEWER GROUP OPERABLE UNIT, DOE/RL-2005-64, DRAFT B, REISSUE

- References: (1) RL ltr. to J. A. Hedges, Ecology, from M. S. McCormick, "Comment Response for the Feasibility Study for 200-CS-1 Chemical Sewer Group Operable Unit, DOE/RL-2005-63, Draft A," (07-AMCP-0084), dtd. February 2, 2007. 0072094
- (2) RL ltr. to J. A. Hedges, Ecology, from K. A. Klein, "Plan for Revision of Feasibility Study for the 200-CS-1 Chemical Sewer Group Operable Unit, DOE/RL-2005-63, Draft A and Proposed Plan for the 200-CS-1 Chemical Sewer Operable Unit, DOE/RL-2005-64, Draft A," (06-AMCP-0278), dtd. August 31, 2006. 0070763
- (3) Ecology ltr. to L. D. Romine, RL, from J. B. Price, "DOE Letter 06-AMCP-0254, Compliance with Interim Milestone M-015-39C for 200-CS-1 Operable Unit Feasibility Study," dtd. July 31, 2006. 0070289

The purpose of this letter is to transmit the Feasibility Study for the 200-CS-1 Chemical Sewer Group Operable Unit, DOE/RL-2005-63, Draft B, Reissue, and Proposed Plan for the 200-CS-1 Chemical Sewer Group Operable Unit, DOE/RL-2005-64, Draft B, Reissue for your review and approval. These documents complete the Document Update Plan in Reference (2) per Tri-Party Agreement Action Plan Section 9.2.1, and Reference (3). As Draft B documents, the State of Washington Department of Ecology (Ecology) has 30 days following receipt, to provide a response. 0074012

Both documents were prepared consistent with the comment response in Reference (1) and the February 20, 2007, workshop with the U.S. Department of Energy, Richland Operations Office (RL) and Ecology. The workshop presented the path forward for the development of the feasibility study, the proposed plan, and concluded the comment response feedback.

SEP 27 2007

RL acknowledges that Ecology has formally stated that it does not plan to implement a Comprehensive Environmental Response, Compensation, and Liabilities Act (CERCLA) record of decision as the decision document for this operable unit. Instead, Ecology will prepare a draft Resource Conservation and Recovery Act (RCRA) Permit modification for closure of the three treatment, storage, and/or disposal units (TSDs) and integrate RCRA corrective action for the non-TSD waste site (216-S-11) with the 216-S-10 Pond and Ditch TSD.

RL has legal requirements that are not met by Ecology's proposed regulatory pathway. DOE, as a CERCLA lead agency, is required to complete a decision process that addresses both radionuclide contaminants as well as the chemical contaminants. RL is also required by law to comply with DOE's National and Environmental Policy Act Implementing Procedures (10 Code of Federal Regulations 1021). RL is agreeable to further discussions with Ecology about regulatory solutions that allow the Tri-Parties to meet their legal obligations.

Ecology's July 3, 2006, letter that transmitted comments on the 200-CS-1 FS stated that, "Ecology will review and comment on those closure plans after the USDOE revises and re-submits the FS." Therefore, RL would expect review and comments on the three closure/post-closure plans within 90 days of receipt of this letter consistent with Tri-Party Agreement Action Plan Section 9.2.2, Part B Permit Applications and Closure/Post-Closure Plans, and Figure 9-2, Part B Application and Closure/Post-Closure Plan Process Flowchart. RL will plan to begin updating the closure plans within 30 days after receiving Ecology's comments on the Draft B revisions of the feasibility study and proposed plan.

If you have any questions, please contact me, or your staff may contact Matt McCormick, Assistant Manager for the Central Plateau, on (509) 373-9971.

Sincerely,



David A. Brockman
Manager

AMCP:BLF

Attachments

cc: See Page 3

Ms. J. A. Hedges
07-AMCP-0294

-3-

SEP 27 2007

cc w/attach:

G. Bohnnee, NPT
L. Buck, Wanapum
C. E. Cameron, EPA
N. Ceto, EPA
S. Harris, CTUIR
Z. Jackson, Ecology
R. Jim, YN
S. L. Leckband, HAB
K. Niles, ODOE
J. B. Price, Ecology
Administrative Record *200-CS-1*
Environmental Portal

cc w/o attach:

B. A. Austin, FHI
R. C. Brunke, FHI
R. H. Engelmann, EFSH
R. E. Piippo, FHI
J. G. Vance, FFS
J. A. Winterhalder, EFSH